

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

1/28/2004 P.W.22

JEFFREY WEINSTEIN, On Behalf)	PLAINTIFF AND LEAD PLAINTIFF FOR CLASS
Of Himself and All Others Similarly Situated,)	
)	
Plaintiff,)	
)	
v.)	CIVIL ACTION NO.
)	04-10088 (RCL)
IBIS TECHNOLOGY CORP., and MARTIN J.)	
REID,)	
Defendants.)	
)	

**JOINT MOTION AND [PROPOSED] ORDER
TO EXTEND TIME TO RESPOND TO THE COMPLAINT**

The parties hereto, by and through their counsel, hereby agree to extend the time within which defendants Ibis Technology Corp. and Martin J. Reid (collectively the “Defendants”) must answer, move or otherwise respond to the complaint in this action. Plaintiff has represented that he will file an amended complaint in this action. Thus, the parties respectfully request that the following briefing schedule be ordered in this case:

- The consolidated amended complaint shall be due sixty (60) days after the Court’s selection of a lead plaintiff pursuant to § 78u-4(a)(3) of the Securities Exchange Act of 1934 (15 U.S.C. §§ 78a *et seq.*), as amended by the Private Securities Litigation Reform Act of 1995 (the “Reform Act”).
- Defendants shall have sixty (60) days following the filing of the consolidated amended complaint to answer, move or otherwise respond to the complaint.
- If the Defendants move to dismiss the consolidated amended complaint, plaintiff shall have sixty (60) days from the receipt of Defendants’ motion to file his opposition thereto.
- Following the receipt of plaintiff’s opposition, Defendants shall have forty-five (45) days to file a reply brief in support of their motion to dismiss.

Dated: January 28, 2004

JEFFREY WEINSTEIN,
On Behalf of Himself and All
Others Similarly Situated

By his attorneys,

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IBIS TECHNOLOGY CORP. and
MARTIN J. REID

By their attorneys,

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was
served upon the attorney of record for each other party
by mail (by hand) on Jan. 26, 2004

Chris Cz

IT IS SO ORDERED:

United States District Judge

Dated: _____

TESTA, HURWITZ & THIBEAULT, LLP

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U.S. DISTRICT COURT
DISTRICT OF MASS.

January 28, 2004

By Hand

United States District Court
For The District Of Massachusetts
John Joseph Moakley, U.S. Courthouse
1 Courthouse Way
Boston, MA 02110

RE: Jeffrey Weinstein v. Ibis Technology and Martin J. Reid;
Civil Action No. 04-10088(RCL)

Dear Sir/Madam:

Enclosed for filing in the above referenced action, please find:

- (1) A Joint Motion and [Proposed] Order to Extend Time to Respond to the Complaint; and
- (2) Defendant Ibis Technology Corp.'s Local Rule 7.3 Corporate Disclosure Statement.

Please date-stamp the enclosed copy and return it to the awaiting messenger. Thank you for your assistance in this matter.

Very truly yours,



Christine S. Chung

Enclosures

cc: David Pastor, Esq.
Mark C. Gardy, Esq.
Nadeem Faruqi, Esq.

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